

## 46 Am. Jur. 2d Judges § 2

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### Judges

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### I. In General

## § 2. Magistrates

[Topic Summary](#) | [Correlation Table](#) | [References](#)

### West's Key Number Digest

West's Key Number Digest, [Judges](#)  1, 2

### A.L.R. Library

[Civil jurisdiction of magistrates under Federal Magistrates Act of 1968 \(28 U.S.C.A. secs. 631 et seq.\), 128 A.L.R. Fed. 115](#)  
[Criminal jurisdiction of magistrate under Federal Magistrates Act of 1968 \(29 U.S.C.A. secs. 631 et seq.\), 127 A.L.R. Fed. 309](#)

A magistrate is usually considered to be an inferior judicial officer.<sup>1</sup> However, the term "magistrate" is not confined to justices of the peace and other persons who exercise judicial powers, but includes others whose duties are strictly executive.<sup>2</sup>

The Office of United States Magistrates is provided for by federal statute.<sup>3</sup>

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### Footnotes

- 1 [Compton v. State of Alabama](#), 214 U.S. 1, 29 S. Ct. 605, 53 L. Ed. 885 (1909).  
As to justices of the peace, generally, see [Am. Jur. 2d, Justices of the Peace §§ 1 et seq.](#)
- 2 [Compton v. State of Alabama](#), 214 U.S. 1, 29 S. Ct. 605, 53 L. Ed. 885 (1909).
- 3 [28 U.S.C.A. §§ 631 to 639.](#)  
As to the criminal jurisdiction of federal magistrates, see [Am. Jur. 2d, Criminal Law §§ 449, 450.](#)

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